

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON EDUCATION

Call to Order: Chair Scott Reichner, on April 6, 21011 at 3:06 PM, in Room 472 Capitol

ROLL CALL

Members Present:

Rep. Scott Reichner, Chair (R)
Rep. Kris Hansen, Vice Chair (R)
Rep. Edith (Edie) McClafferty, Vice Chair (D)
Rep. Bryce Bennett (D)
Rep. Joanne G. Blyton (R)
Rep. Christy Clark (R)
Rep. Sue Malek (D)
Rep. Jonathan McNiven (R)
Rep. Jean Price (D)
Rep. Daniel R. Salomon (R)
Rep. Bob Wagner (R)
Rep. Jeffery W. Welborn (R)
Rep. Franke Wilmer (D)

Members Excused: Rep. Mark Blasdel (R)
Rep. Lila Walter Evans (R)
Rep. Ted Washburn (R)

Members Absent: None

Staff Present: Marissa Stockton, Committee Secretary
Dan Whyte, Legislative Services Division

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Executive Action on: SB 329

EXECUTIVE ACTION ON SB 329

00:00:01 Chairman Reichner

00:01:25 **Motion:** Rep. Hansen moved that **SB 329 BE CONCURRED IN.**

00:01:45 **Motion:** Rep. Wilmer moved that **SB 329 BE AMENDED.**

EXHIBIT(edh77a01)

Discussion:

00:03:05 Chairman Reichner

00:03:20 Rep. McNiven left.

00:03:31 **Vote:** Motion carried 9-6 by roll call vote with Rep. Clark, Rep. Evans, Rep. McNiven, Rep. Wagner, Rep. Washburn and Rep. Welborn voting no. Rep. Evans, Rep. McNiven and Rep. Washburn voted by proxy.

00:05:00 **Motion:** Rep. Hansen moved that **SB 329 BE AMENDED.**

EXHIBIT(edh77a02)

Discussion:

00:05:13 Chairwoman Reichner

00:05:27 Dan Whyte, Legislative Services Division (LSD)

00:06:44 Rep. Welborn left.

00:07:03 Rep. Washburn arrived.

00:07:08 Rep. Price

00:07:29 Chairman Reichner

00:07:36 Rep. McClafferty

00:07:45 Chairman Reichner

00:07:59 Rep. Hansen

00:08:16 Chairman Reichner

00:08:19 Rep. Hansen

00:08:40 Dan Whyte, LSD

00:08:46 Rep. McClafferty

00:09:04 Chairman Reichner

00:09:06 Rep. McClafferty

00:10:13 Chairman Reichner

00:11:31 Rep. McClafferty

00:12:01 Rep. Hansen

00:13:44 Rep. McClafferty

00:13:57 Chairman Reichner

00:13:58 Rep. Malek

00:14:32 Chairman Reichner

00:15:12 Rep. McClafferty

00:15:24 Jim Standaert, Legislative Fiscal Division (LFD)

EXHIBIT(edh77a03)

00:15:49 Chairman Reichner

00:15:54 Jim Standaert, LFD

00:16:03 Rep. McClafferty
00:16:05 Jim Standaert, LFD
00:16:21 Rep. Wilmer
00:16:34 Jim Standaert, LFD
00:16:46 Chairman Reichner
00:16:50 Rep. Wilmer
00:17:16 Jim Standaert, LFD
00:17:18 Rep. Malek
00:17:19 Jim Standaert, LFD
00:17:25 Rep. Malek
00:17:28 Jim Standaert, LFD
00:17:49 Rep. Malek
00:17:59 Jim Standaert, LFD
00:18:17 Rep. Malek
00:18:24 Jim Standaert, LFD
00:18:36 Chairman Reichner
00:18:42 Rep. Malek
00:18:45 Jim Standaert, LFD
00:19:03 Rep. Malek
00:19:07 Jim Standaert, LFD
00:19:14 Chairman Reichner
00:19:24 Rep. Malek
00:19:42 Jim Standaert, LFD
00:20:10 Rep. Malek
00:20:27 Jim Standaert, LFD
00:20:41 Rep. Malek
00:20:45 Jim Standaert, LFD
00:21:00 Chairman Reichner
00:21:34 Rep. Wilmer
00:21:42 Chairman Reichner
00:21:44 Rep. Wilmer
00:22:21 Chairman Reichner
00:22:23 Rep. McNiven
00:22:52 Chairman Reichner
00:22:53 Rep. Wilmer
00:23:05 Rep. McNiven
00:23:24 Chairman Reichner
00:23:41 Rep. Price
00:23:45 Jim Standaert, LFD
00:27:22 Chairman Reichner
00:27:24 Rep. McClafferty
00:27:38 Rep. Hansen
00:28:07 Rep. Malek
00:28:27 Rep. Hansen
00:28:41 Rep. Malek
00:28:57 Rep. Hansen
00:29:09 Rep. Malek
00:29:23 Rep. McNiven
00:29:58 Rep. Hansen
00:30:13 Rep. Malek

00:30:40 Rep. Hansen
 00:31:02 Rep. Mc
 00:31:03 Rep. Hansen
 00:31:11 Rep. Wilmer
 00:31:17 Chairman Reichner
 00:31:33 Rep. Wilmer
 00:32:18 Chairman Reichner
 00:32:21 Rep. Hansen
 00:32:29 Rep. Malek
 00:32:33 Rep. Wagner
 00:33:02 Chairman Reichner
 00:33:16 Rep. Wilmer
 00:33:37 Chairman Reichner
 00:33:41 Rep. Malek
 00:34:09 Chairman Reichner
 00:34:12 Rep. Malek
 00:34:33 Chairman Reichner
 00:34:52 Dan Whyte, LSD
 00:34:57 Chairman Reichner
 00:35:01 Dan Whyte, LSD
 00:35:51 Jim Standaert, LFD
 00:35:59 Chairman Reichner
 00:36:01 Rep. Clark
 00:36:08 Chairman Reichner
 00:36:23 Dan Whyte, LFD

00:36:49 **Vote:** Motion carried 10-6 by roll call vote with Rep. Bennett, Rep. Malek, Rep. McClafferty, Rep. Price, Rep. Wagner and Rep. Wilmer voting no. Rep. Blasdel, Rep. Evans and Rep. Welborn voted by proxy.

00:37:52 **Motion:** Rep. Hansen moved that **SB 329 BE CONCURRED IN AS AMENDED.**

00:38:04 **Substitute Motion:** Rep. Hansen moved that **SB 329 BE CONCEPTUALLY AMENDED TO DECREASE PERCENTAGE OF ANTICIPATE PRODUCTION OF OIL AND GAS PRODUCTION TO ACTUAL PRODUCTION OF PRIOR YEARS; TO ALLOW THE SCHOOL DISTRICTS TO RETAIN UP TO 150% OF THE OIL AND GAS MONEY TAXES; AND TO TAKE THE 10 % OF THE TAX THAT WAS INTENDED TO REMAIN WITH THE STATE AND GIVE IT BACK TO THE SCHOOL DISTRICTS UNDER 15-36-332**
 (For more information see Exhibit # 3.)

Discussion:

00:39:04 Chairman Reichner
 00:39:15 Rep. Malek
 00:39:25 Rep. Hansen
 00:39:34 Jim Standaert, LFD
 00:39:42 Dan Whyte, LSD
 00:40:35 Rep. Malek

00:40:48 Dan Whyte, LSD
00:41:16 Jim Standaert, LFD
00:41:51 Rep. Malek
00:42:04 Jim Standaert, LFD
00:42:35 Rep. Malek
00:42:02 Jim Standaert, LFD
00:43:03 rep. Malek
00:43:06 Jim Standaert, LFD
00:43:07 Rep. Malek
00:43:09 Jim Standaert
00:43:12 Rep. Malek
00:43:15 Jim Standaert
00:43:40 Rep. Malek
00:43:45 Jim Standaert, LFD
00:43:50 Rep. Malek
00:44:04 Jim Standaert, LFD
00:44:09 Rep. Malek
00:44:10 Jim Standaert, LFD
00:44:48 Rep. Malek
00:45:21 Jim Standaert, LFD
00:45:37 Rep. Malek
00:45:44 Jim Standaert, LFD
00:45:49 Rep. Malek
00:45:55 Jim Standaert, LFD
00:46:04 Rep. Salomon
00:46:22 Jim Standaert, LFD
00:46:31 Rep. Salomon
00:46:59 Jim Standaert, LFD
00:48:05 Rep. Salomon
00:48:32 Jim Standaert, LFD
00:48:36 Rep. Salomon
00:49:08 Rep. Malek
00:50:31 Rep. Clark
00:50:35 Rep. Malek
00:50:42 Chairman Reichner
00:50:44 Rep. Clark
00:51:58 Rep. Wagner

EXHIBIT(edh77a04)

00:52:33 Rep. Welborn returned.
00:54:31 Rep. McClafferty objected to the conceptual amendment.

00:55:26 **Vote:** Motion carried 10-6 by roll call vote with Rep. Bennett, Rep. Malek, Rep. McClafferty, Rep. Price, Rep. Wagner and Rep. Wilmer voting no. Rep. Blasdel and Rep. Evans voted by proxy.

00:55:26 **Motion:** Rep. Hansen moved that **SB 329 BE CONCURRED IN AS AMENDED.**

Discussion:

00:55:36 Rep. Malek

00:56:25 **Vote:** Motion carried 10-6 by roll call vote with Rep. Bennett, Rep. Malek, Rep. McClafferty, Rep. Price, Rep. Wagner and Rep. Wilmer voting no. Rep. Evans and Rep. Blasdel voted by proxy. Rep. Esp will carry the bill.

00:57:47 Chairman Reichner

ADJOURNMENT

Adjournment: 00:57:52

Marissa Stockton, Secretary

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Additional Documents:

EXHIBIT([edh77aad.pdf](#))